

Solis Vitter Watson
Upton Walden (OR) Woolsey

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1540

So (two-thirds having voted in favor thereof) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Ms. SOLIS. Mr. Speaker, during rollcall vote No. 538 on H. Res. 355, concerning diplomatic relations between the U.S. and Bulgaria, I was unavoidably detained. Had I been present, I would have voted "yea."

EXPRESSING THE CONDOLENCES OF THE HOUSE OF REPRESENTATIVES IN RESPONSE TO THE MURDER OF SWEDISH FOREIGN MINISTER ANNA LINDH

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and agreeing to the resolution, H. Res. 372.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nebraska (Mr. BE-REUTER) that the House suspend the rules and agree to the resolution, H. Res. 372, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 398, nays 0, not voting 36, as follows:

[Roll No. 539]

YEAS—398

Abercrombie	Boyd	Crane
Ackerman	Bradley (NH)	Crenshaw
Aderholt	Brady (PA)	Crowley
Akin	Brady (TX)	Cubin
Alexander	Brown (OH)	Culberson
Allen	Brown (SC)	Cummings
Andrews	Brown, Corrine	Cunningham
Baca	Brown-Waite,	Davis (AL)
Baird	Ginny	Davis (CA)
Baker	Burgess	Davis (IL)
Baldwin	Burns	Davis (TN)
Ballance	Burr	Davis, Jo Ann
Ballenger	Burton (IN)	Davis, Tom
Barrett (SC)	Buyer	Deal (GA)
Bartlett (MD)	Camp	DeFazio
Barton (TX)	Cannon	DeGette
Bass	Cantor	Delahunt
Beauprez	Capito	DeLauro
Becerra	Capps	DeMint
Bell	Capuano	Deutsch
Bereuter	Cardin	Diaz-Balart, M.
Berman	Cardoza	Dicks
Berry	Carson (IN)	Dingell
Biggert	Carson (OK)	Doggett
Bilirakis	Carter	Dooley (CA)
Bishop (GA)	Case	Doolittle
Bishop (NY)	Chabot	Doyle
Bishop (UT)	Chocola	Dreier
Blackburn	Clay	Duncan
Blumenauer	Clyburn	Dunn
Blunt	Coble	Edwards
Boehlert	Cole	Ehlers
Boehner	Collins	Emanuel
Bonilla	Conyers	Emerson
Bonner	Cooper	Engel
Boozman	Costello	English
Boswell	Cox	Etheridge
Boucher	Cramer	Evans

Everett	Latham
Farr	LaTourette
Feeney	Leach
Ferguson	Lee
Filner	Levin
Flake	Lewis (CA)
Forbes	Lewis (GA)
Ford	Lewis (KY)
Fossella	Linder
Frank (MA)	Lipinski
Franks (AZ)	LoBiondo
Frelinghuysen	Lowe
Frost	Lucas (KY)
Gallegly	Lucas (OK)
Garrett (NJ)	Lynch
Gerlach	Majette
Gibbons	Maloney
Gillmor	Manzullo
Gingrey	Markey
Gonzalez	Marshall
Goode	Matheson
Goodlatte	McCarthy (MO)
Gordon	McCarthy (NY)
Goss	McCollum
Granger	McCotter
Graves	McCrery
Green (TX)	McDermott
Green (WI)	McGovern
Greenwood	McHugh
Grijalva	McIntyre
Gutierrez	McKeon
Gutknecht	McNulty
Hall	Meehan
Harman	Meek (FL)
Harris	Menendez
Hart	Mica
Hastings (FL)	Michaud
Hastings (WA)	Miller (FL)
Hayes	Miller (MI)
Hayworth	Miller (NC)
Hefley	Miller, Gary
Hensarling	Miller, George
Hерger	Moore
Hill	Moran (KS)
Hinchey	Moran (VA)
Hinojosa	Murphy
Hobson	Murtha
Hoeffel	Musgrave
Hoekstra	Myrick
Holden	Nadler
Holt	Neal (MA)
Honda	Nethercutt
Hooley (OR)	Neugebauer
Hostettler	Ney
Hoyer	Northup
Hulshof	Norwood
Hunter	Nunes
Hyde	Nussle
Inslee	Oberstar
Isakson	Obey
Israel	Olver
Istook	Ortiz
Jackson (IL)	Osborne
Jackson-Lee	Ose
(TX)	Otter
Janklow	Owens
Jefferson	Oxley
Jenkins	Pallone
John	Pascarell
Johnson (CT)	Pastor
Johnson (IL)	Paul
Johnson, E. B.	Payne
Johnson, Sam	Pearce
Jones (NC)	Pelosi
Kanjorski	Pence
Keller	Peterson (MN)
Kelly	Peterson (PA)
Kennedy (MN)	Petri
Kennedy (RI)	Pitts
Kildee	Platts
Kilpatrick	Pombo
King (IA)	Pomeroy
King (NY)	Porter
Kingston	Portman
Kirk	Price (NC)
Klecza	Pryce (OH)
Kline	Putnam
Knollenberg	Quinn
Kolbe	Radanovich
Kucinich	Rahall
LaHood	Ramstad
Lampson	Regula
Langevin	Rehberg
Lantos	Renzi
Larsen (WA)	Reyes
Larson (CT)	Reynolds

Rodriguez	Rogers (AL)
Rogers (KY)	Rogers (MI)
Rohrabacher	Ros-Lehtinen
Ross	Rothman
Roybal-Allard	Royce
Ruppersberger	Rush
Ryan (OH)	Ryan (WI)
Ryan (KS)	Ryann
Sabo	Sanchez, Linda
T.	Sanchez, Loretta
Sanders	Sandlin
Saxton	Schakowsky
Schiff	Schrock
Scott (GA)	Scott (VA)
Sensenbrenner	Serrano
Sessions	Shadeegg
Shays	Sherman
Sherwood	Shimkus
Shuster	Simmons
Simpson	Skelton
Smith (MI)	Smith (NJ)
Smith (TX)	Smith (WA)
Snyder	Souder
Spratt	Stark
Stearns	Stenholm
Strickland	Stupak
Sullivan	Sweeney
Tancredo	Tanner
Tauscher	Tauzin
Taylor (MS)	Taylor (NC)
Terry	Thomas
Thompson (CA)	Thompson (MS)
Thornberry	Tiahrt
Tiberi	Tierney
Toomey	Towns
Turner (OH)	Turner (TX)
Udall (CO)	Udall (NM)
Van Hollen	Velazquez
Visclosky	Walsh
Wamp	Waters
Watt	Waxman
Weiner	Weldon (FL)
Weldon (PA)	Weller
Wexler	Whitfield
Wicker	Wilson (NM)
Wilson (SC)	Wolf
Wu	Wynn
Young (AK)	Young (FL)

NOT VOTING—36

Bachus	Gilchrest	Napolitano
Berkley	Houghton	Pickering
Bono	Issa	Rangel
Calvert	Jones (OH)	Shaw
Castle	Kind	Slaughter
Davis (FL)	Lofgren	Solis
DeLay	Matsui	Upton
Diaz-Balart, L.	McInnis	Vitter
Eshoo	Meeks (NY)	Walden (OR)
Fattah	Millender-	Watson
Fletcher	McDonald	Woolsey
Foley	Mollohan	
Gephardt		

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1549

So (two-thirds having voted in favor thereof) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Ms. SOLIS. Mr. Speaker, during rollcall vote No. 539 on H. Res. 372, expressing condolences for Swedish Foreign Minister Anna Lindh, I was unavoidably detained. Had I been present, I would have voted "yea."

PERSONAL EXPLANATION

Ms. SLAUGHTER. Mr. Speaker, I was unable to be present for rollcall votes 538 and 539 for personal reasons. Had I been present, I would have voted "yea" on rollcall votes 538 and 539.

LEGISLATIVE PROGRAM

(Mr. LEWIS of Georgia asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. LEWIS of Georgia. Mr. Speaker, I rise to inquire of the majority regarding the schedule for next week.

Mr. CANTOR. Mr. Speaker, will the gentleman yield?

Mr. LEWIS of Georgia. I yield to the gentleman from Virginia.

Mr. CANTOR. Mr. Speaker, I thank the gentleman from Georgia for yielding to me.

Mr. Speaker, I want to make all the Members aware that the House has completed voting for the day and the week. We will postpone until next week any votes called on the three pending motions to instruct.

Next week, the House will convene on Wednesday at 2 p.m. for legislative business. At that time we expect to consider several measures under suspension of the rules. Any votes called on these measures will be rolled until after 6:30 p.m.

On Thursday, we plan to begin consideration of the Iraq supplemental, which the Committee on Appropriations is scheduled to mark up tomorrow. In addition to this measure, Mr. Speaker, we expect that a number of conference reports could be ready for the House to consider.

While it is difficult to predict the ability of the House and Senate conferees to reach agreements, I would

note that the more likely candidates are probably the interior and military construction appropriation measures.

Finally, I would like to remind all Members that we do expect to have votes next Friday, October 17, and may be working late that afternoon. Again, I thank the gentleman from Georgia for yielding and will be happy to answer any questions he may have.

Mr. LEWIS of Georgia. Reclaiming my time, Mr. Speaker, I thank the gentleman from Virginia for those comments, and I will continue to yield to the majority for a response, but I noticed the gentleman mentioned several conference reports coming up next week and that the military construction and interior appropriation bills are the most likely. Would those be the business for next Friday; since the gentleman indicated that he does expect to be in on Friday, possibly late Friday night?

Mr. CANTOR. Mr. Speaker, if the gentleman will continue to yield, I would say to him that we are working to complete those appropriation conference reports and it may be that the Iraq supplemental and the discussion and debate on that will go into Friday as well.

Mr. LEWIS of Georgia. Mr. Speaker, the gentleman indicated that he intends to begin debate on the Iraq supplemental bill on Thursday. Our side would like to know if it would be possible for us to begin that debate, since we are going to be here, on Wednesday, so that every Member, every Member of the Congress will have an opportunity to participate in this debate?

I take particular notice of the fact that when we debated the force resolution that every Member of the Congress, all of us, had an opportunity to participate in that debate.

Mr. CANTOR. Again, Mr. Speaker, if the gentleman will further yield, I would respond to him by saying that I think it is possible, although nothing has been decided yet. I know our staff on this side has begun to meet with your staff there, and we will do everything we can to cooperate to try and make sure that all have the opportunity to engage on this issue.

Mr. LEWIS of Georgia. Mr. Speaker, continuing to yield to my friend from Virginia with regard to the process for floor debate next week, we were told that an open rule is anticipated. However, as the gentleman knows, that does not guarantee that we will have the full debate this serious matter demands. The American people deserve to have a full, serious, open and candid discussion. Therefore, we expect that the rule would grant whatever waivers are necessary so that Members would be allowed to have a full debate and the ability to offer substantial amendments.

What assurance, what guarantee can the gentleman provide in this regard?

Mr. CANTOR. I would say to the gentleman, Mr. Speaker, that as I said earlier, the process has begun with discus-

sion among the staff on both sides of the aisle. I would say that, certainly, past precedent would certainly be a guide to what the shape of the debate will look like on the Iraq supplemental. I would be confident that the chairmen of both the Committee on Rules as well as the Committee on Appropriations would be consulted as to the nature of that debate.

I could also assure the gentleman that all the Members on this side are just as anxious as any to make sure that we fully fund the needs of our men and women in the Armed Forces, so we can continue with their mission in Iraq.

Mr. LEWIS of Georgia. Mr. Speaker, I must say to my colleague that I think the Members on this side, and all Members, want to be supportive of our men and women in uniform in Iraq. At the same time, I think all of us need to know very soon whether we are going to have an opportunity to engage in a full, candid, and open discussion when we speak of \$87 billion.

Mr. CANTOR. Again, I would say to the gentleman that the process is ongoing, and we will work together to try and make sure that all the necessary issues are addressed; and that, yes, we will look forward to discussion and passage of that measure next week.

Mr. DOGGETT. Mr. Speaker, will the gentleman yield?

Mr. LEWIS of Georgia. I yield to my colleague and friend, the gentleman from Texas.

Mr. DOGGETT. Mr. Speaker, I just wanted further clarification as to whether the plan remains that, as announced by the majority leader here about 10 days ago, that we would have essentially an open rule on the \$87 billion to assure that all Members could advance their ideas?

Mr. CANTOR. Mr. Speaker, if the gentleman from Georgia will continue to yield, I would say again to the gentleman that there are a variety of factors, as you know, that go into the rule which will govern the debate on the Iraq supplemental. As I said before to the gentleman from Georgia, there is historic precedent that will also serve as a guide. We will consult with the chairmen of the Committee on Appropriations as well as the Committee on Rules in ensuring that the issues are addressed in the rule.

Mr. DOGGETT. Mr. Speaker, if the gentleman will yield further, I appreciate that. I had planned to ask that question for clarification directly to the majority leader, but I understand he has really got great affection for my hometown of Austin and he has pretty much moved down there for the time being to try to reshape these districts.

Mr. LEWIS of Georgia. Mr. Speaker, reclaiming my time, on that note, let me thank the gentleman from Virginia.

MOTION TO INSTRUCT CONFEREES ON H.R. 6, ENERGY POLICY ACT OF 2003

Mrs. CAPPS. Mr. Speaker, I offer a motion to instruct.

The SPEAKER pro tempore (Mr. SIMPSON). The Clerk will report the motion.

The Clerk read as follows:

Mrs. CAPPS of California moves that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill, H.R. 6, be instructed as follows:

(1) The House conferees shall be instructed to include in the conference report the provision of the House bill (section 30215) that concerns consistency determinations under the Coastal Zone Management Act of 1972.

(2) The House conferees shall be instructed to confine themselves to matters committed to conference in accordance with clause 9 of rule XXII of the House of Representatives with regard to any offshore preleasing, leasing, or development moratorium.

Mrs. CAPPS (during the reading). Mr. Speaker, I ask unanimous consent that the motion be considered as read and printed in the RECORD.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

The SPEAKER pro tempore. Pursuant to clause 7 of rule XXII, the gentleman from California (Mrs. CAPPS) and the gentleman from Texas (Mr. BARTON) each will control 30 minutes.

The Chair recognizes the gentleman from California (Mrs. CAPPS).

Mrs. CAPPS. Mr. Speaker, I yield myself 5 minutes.

This motion does two things: First, it instructs conferees to include in the conference report House provisions concerning consistency determinations under the Coastal Zone Management Act. Under the CZMA, States can review projects, like offshore oil and gas development, which impact their coastal zones.

While a State can reject a project not found to be in its best overall interest, that rejection can still be appealed to the Secretary of Commerce. Currently, there is no limit on the time the Secretary can use to develop the record to make a decision in an appeals case.

During consideration of the energy bill, a bipartisan compromise to impose a reasonable time frame on this appeals process was developed and included in the legislation that passed in the House. The House should respect this bipartisan, commonsense compromise, and so should the conference committee.

Second, the motion instructs conferees to confine themselves to matters in the House bill regarding any offshore preleasing, leasing, or development moratorium. Mr. Speaker, you may remember during consideration of the energy bill, that the House agreed to a bipartisan amendment I offered with the gentleman from Florida (Mr. DAVIS) and the gentleman from Florida (Mr. MILLER). That amendment struck from H.R. 6 a provision to require a so-called "inventory" of oil and gas resources in the Outer Continental Shelf.

This inventory would be taken in areas of the OCS currently off limits to